

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
September 18, 2012

Lake Forest City Hall
25550 Commercentre Drive
Council Chambers
Lake Forest, California 92630

PRELIMINARY ACTION AGENDA: The listed Action represents a brief synopsis of the Council action. The Council Minutes, when approved, stand as the official record of the meeting. This Preliminary Action Agenda is provided as quick reference only and is **NOT** intended to serve as any form of the official record and should not be relied upon in making important decisions. Before making important decisions, you should review the approved minutes.

CALL TO ORDER:

5:39 p.m.

ROLL CALL: Council Members:

Peter Herzog

Marcia Rudolph

Mark Tettemer

Mayor Pro Tem:

Scott Voigts

Mayor:

Kathryn McCullough

City Manager:

Robert C. Dunek

City Attorney:

Scott C. Smith

City Clerk:

Stephanie D. Smith

CLOSED SESSION (F: 0410-30)

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation
Pursuant to subdivision (b) Government Code Section 54956.9(b)
Number of potential cases: 1
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(b)
Case Name: City of Lake Forest v. Farino Construction Services
Case Number: Orange County Superior Court Case No. 30-2011-00521394

ACTION: Conducted Closed Session.

RECESS: City Council recessed at 6:46 p.m. from Closed Session for the purpose of conducting regular City business.

RECONVENE: City Council reconvened at 7:00 p.m., with all Members present to continue regular City business.

PUBLIC SESSION

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance to the Flag of our Country was led by Boy Scout Troop No. 628.

CLOSED SESSION REPORT: (F: 0410-30)

City Attorney Smith stated there was no reportable action.

PRESENTATIONS:

3. SHOP AND DINE LAKE FOREST WEEK RECOGNITIONS AND AWARD PRESENTATIONS submitted by Assistant City Manager. (F: 0410-75)

ACTION: The City Council made presentations to Taste of Lake Forest Winners: Lucille's Smokehouse Barbeque, Outback Steakhouse, and Miguel's California Mexican Cocina. The Council also recognized several businesses in the community for their participation in the event.

REPORT FROM STUDENT LIAISON: (F: 0150-65)

Jens Personius, Student Liaison from El Toro High School, presented his report.

PUBLIC COMMENTS: (F: 0410-35)

The following members of the public offered comments: Merry Axelrod, Ian Morrell, Matt Holley, and Erin Keeby.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 4)

4. CERTIFICATION OF WARRANT REGISTER submitted by Director of Finance/City Treasurer. (F: 0300-30)

Council Member Tettemer disclosed he is an employee of the Irvine

Ranch Water District (IRWD); he does not work for the department which handles rate setting or billings; because IRWD, a public agency, is the only available purveyor of water in areas of the City, he has concluded, in consultation with the City Attorney, he has a non-interest in this warrant; and having made this disclosure he is permitted to vote on this item.

ACTION: On motion by Mayor Pro Tem Voigts and second by Council Member Rudolph, the City Council approved the warrant register in the amount of \$785,985.33 as submitted. MOTION UNANIMOUSLY CARRIED.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 5 - 13)

ACTION: On motion by Mayor Pro Tem Voigts and second by Council Member Rudolph, the City Council approved Consent Calendar Item Nos. 5-13. MOTION UNANIMOUSLY CARRIED.

- *5. WAIVE READING OF ORDINANCES AND RESOLUTIONS submitted by City Clerk.

ACTION: The City Council approved the reading, by title only, of all Ordinances and Resolutions. Said Ordinances and Resolutions which appear on the public agenda shall be determined to have been read by title and further reading waived.

- *6. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON AUGUST 21, 2012 submitted by City Clerk.

ACTION: The City Council approved the Minutes as submitted.

- *7. MONTHLY TREASURER'S REPORT - AUGUST submitted by Director of Finance/City Treasurer. (F: 0320-70)

ACTION: The City Council received and filed the report as submitted.

- *8. FIRST CONTRACT AMENDMENT WITH JAMEY CLARK FOR ON-CALL FACILITY REPAIR SERVICES submitted by Director of Public Works/City Engineer. (F: 0400-10)

ACTION: The City Council: 1. Approved the first contract amendment with Jamey Clark, Inc., for on-call facility repair services, substantially in the form attached. 2. Authorized the Mayor to sign, and the City Clerk to

attest, the first contract amendment.

- *9. REQUEST FOR PROPOSALS FOR SPORTS FIELD MAINTENANCE submitted by Director of Public Works/City Engineer. (F: 0370-32)

ACTION: The City Council: 1. Approved the attached Request for Proposals for Sports Field Maintenance. 2. Authorized staff to solicit proposals for these services.

- *10. NOTICE OF COMPLETION: ROCKFIELD BOULEVARD STREETSCAPE PROJECT PW 2003.02 submitted by Director of Public Works/City Engineer. (F: 0400-10)

ACTION: The City Council: 1. Found that EBS General Engineering, Inc., of Corona California, has completed construction of the Rockfield Boulevard Streetscape Project PW 2003.02. 2. Approved the Notice of Completion and authorized the Mayor to execute the document on behalf of the City. 3. Authorized the City Clerk to submit said Notice of Completion with the County Clerk-Recorder of Orange County, within 10 days of City Council approval as required by Section 3093 of the California Civil Code. 4. Authorized release of the ten percent retention payment to the contractor in the amount of \$133,861.74, 30 days after the recording of the Notice of Completion, provided no Stop Notice are on file with the City preventing release of the retention payment.

- *11. SECOND CONTRACT AMENDMENT WITH LAKE FOREST ELECTRIC FOR ON-CALL ELECTRICAL REPAIR SERVICES submitted by Director of Public Works/City Engineer. (F: 0400-10)

ACTION: The City Council: 1. Approved the second contract amendment with Lake Forest Electric, for on-call electrical repair services, substantially in the form attached. 2. Authorized the Mayor to sign, and the City Clerk to attest, the second amendment.

- *12. PROFESSIONAL SERVICES AGREEMENT FOR MITIGATION MONITORING AT THE LAKE FOREST SPORTS PARK submitted by Director of Development Services. (F: 0400-10)

ACTION: The City Council: 1. Approved a Professional Services Agreement with PCR Services Corp. for Mitigation Monitoring Services at the Lake Forest Sports Park. 2. Authorized the Mayor to execute, and the City Clerk to attest, the agreement with PCR Services Corp. substantially in the form attached.

13. FISCAL YEAR 2011/2012 COMMUNITY DEVELOPMENT BLOCK GRANT CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT submitted by Assistant City Manager. (F: 0670-25)

ACTION: The City Council adopted Resolution No. 2012-56 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, APPROVING THE 2011/2012 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT FOR THE CITY'S COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

DISCUSSION/ACTION ITEMS:

14. AGREEMENTS TO IMPLEMENT OCTA METROLINK STATION VAN PROGRAM FOR PARTICIPATING LAKE FOREST EMPLOYERS submitted by Assistant City Manager. (F: 0400-10)

ACTION: On motion by Council Member Herzog and second by Council Member Tettemer, the City Council: 1. Authorized the City Manager to execute the attached agreement with OCTA entitled: COOPERATIVE AGREEMENT NO. C-2-1667 BETWEEN ORANGE COUNTY TRANSPORTATION AUTHORITY AND CITY OF LAKE FOREST FOR PROJECT S STATION VAN EXTENSIONS TO IRVINE METROLINK STATION. 2. Authorized the City Manager to execute Partnership Agreements with Oakley and Invensys, substantially in the form attached.

15. LEGISLATIVE AND REGULATORY MATTERS submitted by City Manager. (F: 0480-75)

ACTION: The City Council received and filed the report as submitted.

16. REQUEST FOR APPOINTMENT - LEAGUE OF CALIFORNIA CITIES, ASSOCIATION OF CALIFORNIA CITIES, ORANGE COUNTY AND/OR THE ORANGE COUNTY CITY SELECTION COMMITTEE submitted by City Clerk.

ACTION: The City Council made no appointments.

CITY MANAGER'S REPORT:

City Manager Dunek presented no comments.

CITY COUNCIL COMMENTS: (F: 0410-36)

Council Member Herzog presented comments.

Council Member Rudolph presented comments.

Council Member Tettemer presented comments.

Mayor Pro Tem Voigts presented comments.

Mayor McCullough presented comments.

CONTINUED CLOSED SESSION:

There was no continued Closed Session.

ADJOURNMENT: 8:07 p.m.